

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Christopher HESS et al.

Confirmation No. 8498

Serial No.: 10/595,384

Group Art Unit: Unknown

National Stage Commenced: April 13, 2006

Examiner: Unknown

For: **METHOD AND CONFIGURATION
FOR CONNECTING TEST STRUCTURES OR
LINE ARRAYS FOR MONITORING
INTEGRATED CIRCUIT MANUFACTURING**

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RENEWED PETITION UNDER 37 CFR 1.47(a))

Dear Sir:

Joint inventor, Christopher Hess, hereby requests reconsideration of his petition to make this application on behalf of the non-signing joint inventor David Goldman, who cannot be located to join in the application.

Applicant's petition was dismissed on July 7, 2008. The Decision on Petition indicated that the prior search for Mr. Goldman had not been sufficiently diligent, because that search had been limited to Las Vegas. The Decision stated that a broader Internet search is needed, and that the results must be included herein.

Ms. Orson's statement indicates that an expanded search was conducted, using Whitepages.com, Intelius.com, Anywho.com, Peoplefinder.com, Google.com, Lycos.com and Yahoo.com to locate the inventor in the states of his likely residence, Nevada, California and Arizona. (Statement, ¶¶ 6, 13).

Ms. Orson made numerous telephone calls to the individuals found by the search who appeared most likely to be the inventor Mr. Goldman, or to be a member of his immediate family. ¶¶ 7-12, 15-21. None of these calls resulted in contact with Mr. Goldman.

Ms. Orson spoke with the Ms. J. Coffin, owner of the Mailboxes, Etc store used by Mr. Goldman as his last known mailing address, 236 S Rainbow Blvd Las Vegas, NV. Ms. Coffin indicated that both Mr. Goldman and his mother, Sharon Goldman have access to that mailbox. Ms. Coffin confirmed that the package sent by our office containing a copy of the patent application and declaration was picked up on June 30, 2008, but she was unable to identify whether it was Mr. Goldman or his mother who had picked up that package.

Ms. Orson spoke with Mr. Goldman's mother, Sharon Goldman, who indicated that she does not know how to contact Mr. Goldman and does not know his whereabouts. (Statement,

¶¶ 12 and 17). Ms. Goldman stated that she does not recall whether she had picked up the package sent by our office containing a copy of the patent application and declaration. (Statement, ¶ 17). Ms. Goldman did not offer to provide any further assistance in our attempts to contact Mr. Goldman. *{Id.}*

Ms. Orson also placed a call to a person believed to be Mr. Goldman's sister, Deborah Goldman, but was not able to speak with Deborah Goldman either.

In spite of Ms. Orson's efforts, she was unable to find Mr. Goldman's current whereabouts, and was unable to ascertain whether the copies of the application and inventor's declaration sent to Mr. Goldman at his Rainbow Blvd mailbox were retrieved by Mr. Goldman or by his mother.

Applicant submits that the enclosed Declaration and its exhibits show that a diligent search was conducted to try to find Mr. Goldman. Applicant requests that the Petition under Rule 1.47(a) be granted.

Enclosed herewith is:

1. A statement by Amanda Orson, proving the pertinent facts; and
- ☐ The Commissioner is hereby authorized to charge the \$200 fee set forth in 37 CFR § 1.17(g) to Deposit Account No. 04-1679.
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 04-1679.

Respectfully submitted,



Steven E. Koffs

Registration No. 37,163

Attorney for Applicant(s)

DATE: August 29, 2008

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STATEMENT OF AMANDA ORSON

Dear Sir:

I, Amanda Orson, hereby declare the following:

1. I am employed working as a Paralegal at Duane Morris LLP, which has a place of business at 30 S 17th Street, Philadelphia PA 19103. I have worked in this position since August 25, 2008 and previously as an assistant for Steven Koffs since September 2006.
2. As part of my duties at Duane Morris LLP, I interface with clients and inventors who have patent applications pending in the U.S. Patent and Trademark Office.
3. I attempted to deliver a copy of the application and Declaration for signature to Mr. Goldman at his last known address, 1290 S Monte Cristo Way, Las Vegas, NV 89117-1411 via Federal Express on March 19th. After several redirects and forwards, the Federal Express package was signed for by a Mr. Goldsmith on 3/31/2008. (Exhibit A) We were not subsequently contacted by the recipient.
4. I resent the package including the application and declaration by U.S. Express Mail on May 9, 2008 to the same address. The package was returned to our office on May 27, 2008, indicating Mr. Goldman no longer lives at that address.
5. I found another listed address in our records for David Goldman, 236 S Rainbow Blvd #312, Las Vegas, NV 89145 and sent another Express Mail package on June 27, 2008. This package was signed for by a J. Coffin on June 30, 2008. (Exhibit B)
6. I conducted internet-based searches of Whitepages.com, Intelius.com, Anywho.com, Peoplefinder.com, Google.com, Lycos.com and Yahoo.com to locate the inventor in the states of his likely residence, Nevada, California and Arizona. Copies of the listings from these searches are attached as Exhibit C.

7. I attempted to call Mr. Goldman on August 20, 2008 at (702) 269-9472 (as referred by a Whitepages.com search for David Goldman in zip code 89145). That number was no longer in service.
8. I attempted to call Mr. Goldman on August 20, 2008 at (775) 831-9545 (Incline Village, NV listing for David & Cristine Goldman). I left a voicemail inquiring whether the David Goldman at this address previously worked for PDF Solutions and was the co-inventor on an application with Christopher Hess. I provided my call back number and instructions to return my call as soon as possible. I did not receive a return call.
9. I attempted to call Mr. Goldman on August 24, 2008 at (775) 831-9545 (Incline Village, NV listing for David & Cristine Goldman). I left a further voicemail stating that it was my understanding, if we did not hear from him by close of business Eastern Standard Time Friday, August 29th, that this was not the David Goldman who had previously worked at PDF Solutions or that he was refusing signature.
10. I attempted to call Mr. Goldman on August 25, 2008 at (775) 849-7976 (Washoe Valley, NV listing for David & Cristine Goldman). I spoke with Cristine Goldman who confirmed that her husband, David, was not the inventor we were searching for.
11. I attempted to call Mr. Goldman on August 26, 2008 at (702) 363-0384, a Las Vegas, NV listing for an S Goldman (according to Intelius a David P. Goldman who had previously lived in San Jose cohabitates with Sharon Goldman). I spoke with Stephen Goldman, who confirmed he was of no relation to the inventor of this application.
12. I attempted to call Mr. Goldman on August 26, 2008 at (702)363-0384 (Las Vegas, NV listing for Sharon Goldman- at the same address as our last known for the inventor; 236 S Rainbow Blvd. #312; Las Vegas, NV 89145). She advised that she knew David Goldman who had previously worked at PDF Solutions, Inc. but "hadn't heard from him in years". She did not disclose her relationship to David Goldman at that time and advised that she "wants us to have him call her" when we find him.
13. On August 26, 2008 I ordered a Peoplefinder.com Search for "David Goldman" previously of Las Vegas, NV. (Exhibit D)
14. Peoplefinders.com discloses that a David Phillip Goldman (age 36), with previous addresses matching San Jose, CA and Las Vegas, NV, is related to a Steven R. Goldman (age 52) and a Sharon L. Goldman (age 61), as well as a Deborah Rae Goldman (age 39). In the same Whitepages InfoSpace results that provided the phone number for Sharon Goldman at the 236 Rainbow Street Address, there is also a listing for a Steven Goldman at the other address associated with this inventor (1290 S MONTE CRISTO WAY LAS VEGAS, NV 89117). There is not, however, a phone number listed for him.
15. I attempted to call Mr. Goldman on August 26, 2008 at (702) 228-5678 (Las Vegas, NV listing for "Steve" Goldman at 2612 Hanging Rock Drive). I spoke with Steve Goldman, briefly, who advised that the David Goldman to whom he is related never worked for PDF Solutions, lived in San Jose, or acted as an inventor.

16. A google search of "236 S Rainbow Blvd Las Vegas, NV" revealed that the address is listed as a Mailboxes, Etc.(Exhibit E). I called the listed phone number ((702) 363-0065) for that address and spoke with a Ms. Coffin, who owns the store, and who confirmed that she is the person who signed for the Express Mail package we sent via USPS on June 27, 2008 (EU 695804735 US). Ms. Coffin confirmed that David Goldman does have a box there, and that either he or his mother did pick the package up. I advised that I had spoken with a Sharon Goldman. Ms. Coffin advised me that Sharon Goldman is Mr. David Goldman's mother, and Ms. Coffin stated that David Goldman's father is Steven; consistent with the details above. Ms. Coffin did not have a phone number to reach David Goldman, and only has a phone number for Mr. Goldman's mother (the same number I had called above- (702)363-0384). Ms. Coffin recommended that I contact Mr. Goldman's mother again.
17. On August 26, 2008 I called Sharon Goldman at (702) 363-0384 for a second time after a peoplefinder.com search revealed that this was the only listed number for David Phillip Goldman. She advised that she could not contact him and that she does not know of his whereabouts. I asked whether she had picked up the package on his behalf that arrived for Mr. Goldman on June 30th. She said she does not remember. When I asked if her husband, Steven, might have an idea how to locate Mr. Goldman, she advised that he was on the other line. She then hung up on me.
18. As peoplefinder.com listed a Reno, NV address for David Goldman, I attempted to contact a listing for David Goldman in Reno (775) 849-7976 on August 26, 2008. It rang over a dozen times with neither an answer nor an opportunity to leave a message.
19. I attempted to call Mr. Goldman on August 26, 2008 at (775) 348-7303, a Lycos.com listing for "D Goldman" in Reno, NV. The phone call was answered by a woman who advised that there was no David Goldman at this number.
20. A Google query of "David Goldman" pulled up a link to a www.peakyou.com page (Exhibit F) that listed David Goldmans with social networking sites. One, in particular, listed a David Goldman of the same age with the same previous addresses and provided a MySpace page. When I attempted to access David Goldman's MySpace on August 27, 2008, a message propagates indicating that "This user has either cancelled their membership, or their account has been deleted." (Exhibit G)
21. On August 28, 2008 I called (702) 641-7739, based on an Anywho.com listing for "Deborah Goldman" with an address of 5055 W Hacienda Ave Las Vegas, NV (Exhibit H). I believe Deborah Goldman is the sister of the inventor David Goldman. I left a voicemail introducing myself and my employer and explained that I was trying to get in touch with her brother, David Goldman, to obtain his signature for a patent application. I left my phone number and asked that she get back in touch with me immediately if she knows of a way to contact David Goldman.
22. As of August 29, 2008 I have not received a phone call from David Goldman or his relatives indicating his whereabouts or willingness to sign the Declaration.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

DATE: 29 August 2008

Amanda M. Orson
Amanda M. Orson